



DRAFT MEETING MINUTES
BOARD OF SUPERVISORS, COUNTY OF MONO
STATE OF CALIFORNIA

Regular Meetings: The First,
Second, and Third Tuesday
of each month

Regular Meeting

County Courthouse,
Bridgeport, CA 93517

August 4, 2009

Flash Drive	File #1003
Minute Orders	M09-175 through M09-187
Resolutions	R09-48 through R09-51
Ordinance	Ord09-02

9:03 AM Meeting Called to Order by Chairman Reid.

Pledge of Allegiance led by Marshall Rudolph.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD
No one spoke.

BOARD MEMBER REPORTS

Supervisor Bauer:

1. Attended NACo meeting and shared these points of interest: energy efficiency workshop, national census information, White House representatives will be making a rural county tour in August, appointed to the Rural Action Caucus, and also a member to the Transportation Committee.

Supervisor Farnetti:

Absent for Board Member Reports.

Supervisor Hazard:

1. Meeting with Governors' Task Force: Discussed First 5 Program and the foundation of our medical systems in Mono County.
2. The Task Force had a driving tour of the County starting in Mammoth Lakes. On Friday, they also met with Mammoth Lakes Hospital administration and toured the hospital.

Supervisor Hunt:

1. July 15 visited with Region 5 Forest Service representatives: 1) Discussed recent increase in Forest Service leases, 2) Fuels reduction.
2. Enjoyed Mammoth festivals, a busy season for the area.

Supervisor Reid:

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1. Working with Tom Crowe, Mono Lake Boat Tours, in the process of reestablishing his permits.
2. Attended the Bridgeport RPAC meeting. Critical issue concerning the cemetery, but appears it can be resolved.
3. Attended an American Legion meeting and there was interest in reestablishing the Mark Twain Legion.
4. Claudia Bonnett has resigned from Walker Senior Center.
5. Our split votes today show that we as a Board are communicating with our constituents and I feel there is no animosity between the Board.

COUNTY ADMINISTRATIVE OFFICE

- 1) CAO Report regarding Board Assignments (David Wilbrecht)
Receive brief oral report by County Administrative Officer (CAO) regarding his activities.

David Wilbrecht:

1. I enjoyed a vacation last week.
2. Attended the Lions Club meeting in Mammoth Lakes and gave a presentation.
3. Change of schedule: 1) Monday (Mammoth) will be my Board day where I will call each Board member in the morning and discuss any upcoming issues. 2) Tuesday (Bridgeport) Board meetings. 3) Wednesday (Bridgeport) Agenda Review Committee 4) Thursday (Mammoth). 5) Friday I will work in Mammoth or Bridgeport as needed.
4. Lin Koester is here for several days to assist Public Works. Feel free to contact him.

- 2) APPROVAL OF MINUTES

M09-175 Approve minutes of the Regular Meeting held July 14, 2009.

Action: Hazard/Bauer 5-0

Closed Session: 9:05 am - 9:50 am

Break: 9:50 am – 10:02 am

Reconvened: 10:02 am

Break for Lunch: 12:12 pm

Reconvened: 1:24 pm

Break: 2:39 pm

Reconvened: 2:49 pm

Adjourned: 4:09 pm

CLOSED SESSION

COUNTY COUNSEL

- 3a) Conference with Labor Negotiators - CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Dave Wilbrecht, Marshall Rudolph, Bob Garret, Brian Muir, and Mark Mikulicich. Employee Organization: Paramedic Rescue Association.

Nothing to report from closed session.

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DEPARTMENT REPORTS/EMERGING ISSUES

Brian Muir

1. This year budget workshop will be in the same format except that department heads will be available to answer questions rather than have a presentation. Hopefully, this will allow you to be able to focus more.
2. Conference call scheduled with the Special Districts on August 13 & 14.
3. Power Point presentation that I will save for State Budget item today.

Jeff Walters

1. New road grading agreement for the County to provide machinery and manpower to assist in maintaining up to 3.9 miles on the Bodie road.
2. Talked to the Parks supervisor who believes that the Bodie park will not close.
3. Will rent a mower for county road shoulders. Mowing will start with north county moving south.
4. Will follow up on the question raised: If Bodie did close there are a number of optional routes into Bodie, would these also be closed? Can hunters and others use these alternate routes? Is Main Street in Bodie a County road? Does the County still own Main Street?

Rick McManus

1. Fiscal Year 2008-09 building inspections and permits exceeded estimates. There has been an increase in solar system permits.
2. Radon gas reduction testing-local contractor interested. Radon gas comes from the ground water, improper sealing on homes.
3. Addition of new software allows for the integration of business license/GIS parcel maps.
4. Special District Fire Chiefs presented a draft Cal Fire Wildfire Manual. It has area specific plans and addresses fire breaks.

Dan Lyster

1. Geothermal Plant – no site chosen yet but there is a scheduled meeting for the first of September.
2. It is unlikely that Bodie will close with the possibility that Cougar Gold mitigation will create a Bodie Preservation Trust Fund.

Scott Burns

1. Budget related item: With the Williams Act subvention gone, we are suspending additional contracts until this issue is resolved. I would like to hear the Boards concerns. Marshall-Some counties may pursue litigation. Reid/Hazard: We would like to have this item agendized for a future board meeting. Hazard: You can refer any questions to the Eastern Sierra Land Trust.

CONSENT AGENDA

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

PUBLIC WORKS

4a)
R09-48

Annual Used Oil Recycling Block Grant - Consider and potentially approve a resolution authorizing Public Works to submit an application for, and administer the funds from, a used oil block grant from the California Integrated Waste Management Board.

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Action: Approve and authorize the Chair's signature on Resolution No. R09-48, authorizing the Director of Public Works to submit and execute on behalf of Mono County an application to the California Integrated Waste Management Board for the Used Oil Recycling Block Grant, Fiscal Year 2010-2011 (15th Cycle).

Hunt/Bauer 5-0

COUNTY COUNSEL

5a) Law Library Report - Annual report by law library board of trustees.

M09-187 Action: Acknowledge receipt of said report.

Hunt/Bauer 5-0

5b) Proposed Ordinance Re Purchasing - Proposed ordinance amending and repealing certain sections of Chapter 3.04 of the Mono County Code pertaining to purchasing, and amending certain sections of Chapter 3.36 of the Mono County Code pertaining to informal bidding.

Hazard: Requested this item be pulled. I have concerns about the Board being notified of purchases. Wilbrecht: Potential is that communications could fail. Consistency internally will allow for Board members to have precise information. I could add reports for the Board if necessary. Rudolph: Possibility of having workshops with the Board to discuss what items they do and do not need to address.

ORD09-02 Action: Adopt ordinance ORD 09-02 amending and repealing certain sections of Chapter 3.04 of the Mono County Code pertaining to purchasing, and amending certain sections of Chapter 3.36 of the Mono County Code pertaining to informal bidding.

Hazard/Farnetti 4-1 Reid: no

ECONOMIC DEVELOPMENT

6a) Reappointments of Tourism Commissioners - On June 30, 2009, the 4-year service terms came to completion for Mono County Tourism/Film commissioners, Jimmy Little (D4), Cheri Bromberger (D3), and Bonnie Colgan (D5). All three have volunteered to serve another term.

M09-176 Action: Reappoint Jimmy Little (D4), Cheri Bromberger (D3), and Bonnie Colgan (D5) to the Mono County Tourism/Film Commission for a 4-year service term beginning July 1, 2009 until June 30, 2013.

Hunt/Bauer 5-0

REGULAR AGENDA

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CORRESPONDENCE RECEIVED (INFORMATIONAL)

All items listed are available for review and are located in the Office of the Clerk of the Board

CLERK-RECORDER

- 7a) Buck McKeon Correspondence - Correspondence received from Buck McKeon, US Congressman-25th District, commending the Bureau of Land Management's efforts on Bodie Hills Environmental Assessment in regards to Cougar Gold LLC.
- 7b) Ed Monnig, Forest Supervisor-Humboldt-Toiyabe - Correspondence received from Ed Monnig, Forest Supervisor, Humboldt-Toiyabe National Forest, in regards to domestic sheep grazing by F.I.M Corporation and Sierra Nevada bighorn sheep.
Bauer: Requested item be pulled. Stated that this is agency specific and the Board should correspond directly with them. I would like this item to be agendized.
- 7c) June Lake Community - Letter from Al and Patti Heinrich pertaining to rezoning of June Lake property to allow nightly/weekly rentals.
Bauer: I have been communicating with the Heinrich's about a draft ordinance; they are making progress.
- 7d) Walker River Basin Acquisition Program - Notice from U.S. Department of the Interior, Bureau of Reclamation, regarding availability for review of the Environmental Impact Statement (EIS) for the Walker River Basin Acquisition Program.
Board acknowledged receipt of correspondence.

ECONOMIC DEVELOPMENT

- 8a) National Scenic Byways Conference (**Dan Lyster**) - Invitation from Mike Schlafmann, Deputy District Ranger, Mammoth and Mono Lake Districts, Inyo National Forest, extended to a Mono County employee or Supervisor to attend a National Scenic Byways Conference in Denver from August 23rd to the 26th. As part of the process of working to designate Highway 120 a National Scenic Byway from 395 to the entrance of Yosemite National Park, the Forest Service has received grant funds to help facilitate setting up a byway designation coordinating committee, so the costs to attend the conference will be paid through Forest Service grant funds.
Hunt: Is there a need to send two people.
Reid: I think it is critical to have a community member present. Chris Lizza, Chairman of the RPAC, has expressed an interest in attending also.

M09-177 **Action:** Approve Dan Lyster and Chris Lizza to attend the National Scenic Byways Conference in Denver from August 23rd to the 26th as part of the

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process of working to designate Highway 120 a National Scenic Byway from 395 to the entrance of Yosemite National Park, the Forest Service has received grant funds to help facilitate setting up a byway designation coordinating committee, so the costs to attend the conference will be paid through Forest Service grant funds.

Hunt/Hazard 5-0

PUBLIC WORKS

- 9a) MOU Between Mono County and the Meadowcliff RV Resort (**Matt Carter**) - Receive staff report regarding a proposed Memorandum of Understanding with the Meadowcliff RV Resort for the provision of recycling containers to the Resort by the County. Discuss and potentially approve the proposed MOU.
Nikirk: Tim Fesco, owner of Meadowcliff Resort, has contacted us about providing this service. We currently have four containers available.
Hazard: I have issues with this being a private enterprise. Crowley Lake General Store and Paradise have requested containers with no response.
Nikirk: Paradise does have containers.
Reid: Where these containers are located, do we service them? Nikirk: The money goes to the service company and the County receives a detailed report.
Reid: I would like it to be consistent for everyone. I would like to do this county wide through grant money and/or general funds. Hazard: We need to rethink this program. I believe this should be a planning issue. Reid: I would like to see this contract approved for the specified time only and then review. Hunt: I think this is a great idea for this RV Park in particular.

- M09-178** **Action:** Approve a Memorandum of Understanding (MOU) between Mono County and the Meadowcliff RV Resort in Coleville, California, for the provision of providing recycling containers to the Resort by the County. Authorize the Public Works Director to execute and administer said MOU through April 30, 2010 with the stipulation that this will be a period of review.
Farnetti/Hunt 3-2 Bauer/Hazard: no

- 9b) Contract Amendment for CQA Services at Bridgeport Landfill Closure Construction (**Matt Carter**) - Receive staff report regarding a proposed increase in the contract limit for CQA services to cover additional work resulting from an approved alternative work schedule during closure construction at the Bridgeport Landfill.
Nikirk: First part of June had severe weather conditions causing loss of working hours which has prompted this request.

- M09-179** **Action:** Approve a budget increase of \$10,000 to the contract with Vector Engineering for CQA services on the Bridgeport Landfill Closure Construction project and establish the contract limit at \$150,000. Authorize the Public Works Director to execute a contract amendment (in consultation with County

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Counsel) for said increase.
Bauer/Farnetti 5-0

11:00 am PUBLIC HEARING

9c) Public Hearing - Revised Solid Waste Gate Fee Schedule (**Matt Carter**) - Conduct public hearing regarding proposed increase to solid waste gate fees to offset program expenses. Receive staff report. Consider and potentially adopt proposed resolution increasing certain fees for County solid waste facility services.

Nikirk: With the state of our economy, we are seeing decreased solid waste. Farnetti: These fees have not been adjusted since 2006. It may or may not be an appropriate time to increase fees, but staff has done a good job, we have been conservative in our spending, Mammoth Lakes has currently approved an increase. Nikirk: This is a 13.6% rate increase. Hunt: With inflation and economics I agree that this increase is necessary. Bauer: The County needs the two franchise systems. Have we been dependent on an increasing flow of waste? Hazard: We need to explain and educate the public on the exact increase, ex: cost of their can of waste. Nikirk: The notices we have sent out do show the price per pound and per can.

PUBLIC HEARING OPENED 11:33 am

Kevin Brown, D & S Waste Removal: Our customers cannot sustain these increases. This will make approximately a \$25/month increase. The Enterprise Fund is not working. I do not see the economy coming back for 2-3 years. You will see more illegal dumping. We need a meeting in each community before the fees are increased, see what the people need. Muir: The current fee in Trinity County is \$3.25. I feel that Mono County has relatively low fees.

PUBLIC HEARING CLOSED 11:38 am

Hunt: I don't think we have a choice right now but we need to reevaluate. Bauer: How does the cost coordinate with the waste stream. We need to know more about how this program works. We need to have a more educational discussion on this issue. When the waste goes down, why do the fees increase? Hazard: I would like to review this during our mid-term budget and evaluate cost reduction. Farnetti: I think the tipping fee is fairer, you pay for what you generate. Reid: We are going back to the very people that are hurting. If we have to put money from the general fund to maintain, I will support that. Bauer: My constituents cannot afford this increase. Farnetti: We have a very efficient program, we have been responsible, we have a deficit, some of our property tax money may be taken away from the county. We need to conserve, but this is an exception, we have not raised our prices in two years. Nikirk: We have a very lean, tight budget. We have gas issues, equipment that is aging. Reid: We definitely need to schedule a workshop to re-evaluate.

R09-49 **Action:** Adopt Resolution No. R09-49 of the Mono County Board of Supervisors increasing certain fees for County Solid Waste Facility Services with review and reevaluation before February 15, 2010.
Farnetti/Hazard 3-2 Bauer/Reid: no

9d) Report on Tri-Valley Floodplain Mapping Efforts (**Garrett Higerd**) - Receive staff report regarding the status of floodplain mapping efforts in the Tri-Valley area. Consider entering into a Cooperating Technical Partners (CTP) partnership agreement with FEMA. Review and consider directing staff to

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request mapping assistance from FEMA.

Higerd: This has been an ongoing effort. County is a member of the National Floodplain Insurance. Our County mapping is not up to date. Entering into an agreement with Cooperating Tech Partners (FEMA) will allow us to update our mapping with additional funding. On 9/16/09 FEMA will be meeting in Mammoth Lakes to implement the new maps-digital GIS base. The County will also go digital at that time.

- M09-180** **Action:** Enter into a Cooperating Technical Partners (CTP) partnership agreement with FEMA. Direct staff to send the attached draft letter to FEMA requesting mapping assistance.
Hazard/Bauer 4-0 Farnetti: absent

- 10a) Certain Expired BLM Leases (**Marshall Rudolph, Kelly Garcia**) - Consider and potentially decline to renew certain expired BLM leases in Mono City and Paradise.
Rudolph: There is no foreseen use of these leases by the County. The BLM would like to make individual leases with the Special Districts. Hazard: I have found no objection from the public. I would like to clarify the language in the lease to include that county meetings can still be held at the Fire Station. Rudolph: The wording can be included in the cover letter.

- M09-181** **Action:** Decline to renew expired BLM leases in Mono City and Paradise (serial numbers CA 153 and 17459, respectively).
Hazard/Hunt 5-0

LUNCH

Supervisor Farnetti was absent during the afternoon session due to an emergency dental appointment.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)
No One Spoke.

- 1:00 pm PUBLIC HEARING

- 11a) Public Hearing - County Fees (**Brian Muir**) - Conduct public hearing regarding increased County fees. Receive staff report. Consider resolution adopting new or increased fees for certain County permits and other services and authorizing the Finance Director to maintain one or more lists of County fees.
Muir: Only additional changes-column with percentage.
Board's consensus to go by each department and review fees.

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Public Hearing opened; Board discussion; Public Hearing closed by Chairman Reid.

- R09-50** **Action:** Approve Resolution R09-50 adopting new or increased fees for certain County permits and other services, with changes as specified and authorize the Finance Director to maintain one or more lists of County fees.
Hazard/Bauer 3-1 Reid: no Farnetti: absent

HEALTH DEPARTMENT

- 12a) Grant Agreement Between Mono County Health Department and Mono County Children and Families Commission (**Lynda Salcido**) - Consider and potentially approve County entry into proposed contract with Mono County Children and Families Commission for the delivery of the First 5 Home Visiting Program and authorize the Board Chair to execute said contract on behalf of the County. Receive staff report. Provide any desired direction to staff.
- M09-182** **Action:** Approve County entry into contract with Mono County Children and Families Commission for the delivery of the First 5 Home Visiting Program and authorize the Board Chair to execute said contract on behalf of the County.
Hunt/Hazard 4-0 Farnetti: absent
- 12b) Department of Public Health Immunization Contract FY 2009/2010 Standard Agreement 09-11424 (**Lynda Salcido**) - Consider and potentially approve County entry into proposed contract with California Department of Public Health (CDPH) pertaining to immunization services, and authorize the Board Chair to execute said contract on behalf of the County. Authorize the Public Health Director to sign any subsequent amendments. Receive staff report. Provide any desired direction to staff.
- M09-183** **Action:** Approve County entry into contract with California Department of Public Health (CDPH) pertaining to immunization services, and authorize the Board Chair to execute said contract on behalf of the County. Authorize the Public Health Director to sign any subsequent amendments.
Hazard/Bauer 4-0 Farnetti: absent
- 12c) Public Health Immunization Registry Contract, JPA and Appointment of Alternate Commission Member to CVIIS (**Lynda Salcido**) - Consider and potentially approve County entry into proposed contract with California Department of Public Health pertaining to the Immunization Registry Grant for

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FY 2009/2010 and authorize the Board Chair to execute said contract on behalf of the County. Approve and authorize the Chair to sign the amended and restated JPA for CVIIS (Central Valley Immunization Information System) and to approve the appointment of Lynda Salcido to serve as alternate commissioner to the CVIIS Commission. Receive staff report. Provide any desired direction to staff.

- M09-184** **Action:** Approve County entry into contract with California Department of Public Health pertaining to the Immunization Registry Grant for FY 2009/2010 and authorize the Board Chair to execute said contract on behalf of the County. Approve and authorize the Chair to sign the amended and restated JPA for CVIIS (Central Valley Immunization Information System) and to approve the appointment of Lynda Salcido to serve as alternate commissioner to the CVIIS Commission.
Hunt/Hazard 4-0 Farnetti: absent

- 12d) Resolution Approving the Termination of the Rural Health Joint Powers Authority (**Lynda Salcido**) - Consider and potentially adopt proposed resolution approving the termination of the Rural Health Joint Powers Authority. Receive staff report.

- R09-51** **Action:** Adopt Resolution R09-51 approving the termination of the Rural Health Joint Powers Authority.
Hazard/Hunt 4-0 Farnetti: absent

ASSESSOR

- 13a) Renewal of Contract with Chris Hansen (MMSA appraisal) (**Jody Henning**) - Consider and potentially approve County entry into proposed contract with Chris Hansen pertaining to real property assessment and appraisal services and authorize the Chairman to execute said contract on behalf of the County. Receive staff report. Provide any desired direction to staff.
Jody Henning, Assessor: Current contract 10/14/07-10/15-08; this will renew contract until October 14, 2009. Reid: Alert Board when funds reach the \$30,000 point.

- M09-185** **Action:** Approve County entry into contract with Chris Hansen pertaining to real property assessment and appraisal services and authorize the Chairman to execute said contract on behalf of the County.
Bauer/Hazard 4-0 Farnetti: absent

FINANCE

- 14a) Loss prevention and Special Events Specialist Position (**Brian Muir, Rita**

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Sherman, Robert Garret, Jeff Walters) - Consider change in position allocation to shift responsibility for special event and community center coordination from Public Works to a new loss prevention and special events position in the County Administration Office.

Muir: Trindel Insurance Funds can fund this position which will be an FTSII position. Walters: This position will be split 50/50 between risk and community center.

M09-186

Action: 1. Approve change in position allocation list to eliminate one County and Facility Special Event Manager in the Public Works Department and add one Loss Prevention and Special Event Specialist in the County Administration Department. 2. Approve Loss Prevention and Special Event Specialist position description 3. Authorize Human Resources to proceed with recruitment for the new position but not to make an offer of employment until after the Board of Supervisors approves the FY 09/10 Budget.

Hazard/Hunt 4-0 Farnetti: absent

BOARD OF SUPERVISORS

15a)

State Budget (**Board Members**) - The Board of Supervisors may discuss issues pertaining to the California State budget.

Muir: Gave power point presentation outlining impact of State budget and County finances.

ADJOURN: 4:09 pm

Supervisor Hazard dedicated the Board meeting in honor of long time resident of Crowley Lake, Richard Blake.

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